



COMMONWEALTH OF MASSACHUSETTS

Department of Telecommunications and Cable

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February 8, 2022

Via Electronic Mail

Mark P. Sutliff
Assistant Attorney General
Government Bureau, Trial Division
Office of the Attorney General
One Ashburton Place, Room 1813
Boston, MA 02108

Dear Assistant Attorney General Sutliff:

The Department of Telecommunications and Cable ("Department") requests the assistance of the Office of the Attorney General ("OAG") in enforcing the enclosed Final Order that the Department issued on November 22, 2021. The Department has found three telecommunications carriers to be in violation of the statutory requirement to file an annual return with the Department. *See* G.L. c. 159, § 32; G.L. c. 166, § 11. The Department has imposed statutory forfeitures against three carriers totaling \$43,350 as of October 31, 2021. *See* G.L. c. 166, § 12.

The Commonwealth requires telecommunications carriers to file annual returns with the Department for each calendar year. G.L. c. 159, § 32; G.L. c. 166, § 11. If a carrier "doing business in the [C]ommonwealth" fails to file an annual return by March 31 or at a later date fixed for good cause by the Department, the carrier is subject to statutory forfeitures. G.L. c. 166, §§ 11, 12. Upon finding that a carrier has failed to file an annual return, the Department is required by statute to refer the matter to the OAG for enforcement. *See* G.L. c. 159, § 39.

On June 3, 2021, the Department opened an investigation into 20 carriers' failure to file annual returns for calendar year 2018. As a result of its investigation, the Department made adverse findings against three carriers named in Appendix Two to the enclosed Final Order. The Department determined that each of these three carriers failed to file its annual return for the specified calendar year in which it was doing business in the Commonwealth. The Department now refers its findings against these carriers to the OAG for enforcement in accordance with G.L. c. 159, § 39.

Thank you for your attention to this matter. If you have any questions regarding this referral or need any additional information, please contact me at William.Bendetson@mass.gov or (857) 408-5175.

Sincerely,

/s/ William Bendetson
William Bendetson
Hearing Officer

Enclosure

cc: Karen Charles Peterson, Commissioner
Sean M. Carroll, General Counsel
Jonathan Dinerstein, Assistant Attorney General